

SENATE BILL 1957
By Burchett

AN ACT to amend Tennessee Code Annotated, Title 40,
Chapter 28 and Title 40, Chapter 35, Part 3,
relative to the authority of certain probation
officers.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 40-35-303, is amended by adding
the following as a new subsection:

(o)

(1) A probation officer meeting the requirements of this subsection shall
have the authority to serve warrants, make arrests, and bring probationers before
the court when directed by the court to do so. Any such probation officer shall
have the same authority as a peace officer when acting in the performance of the
probation officer's duties.

(2) The provisions of subdivision (1) shall only apply to a probation
officer:

(A) In a county having a charter form of government;

(B) Employed by a probation office operated by a governmental
entity;

(C) Who has a certificate of compliance for completing training
according to the standards of the peace officer's standards and training
commission (POST); and

(D) Who successfully completes at least forty (40) hours of
appropriate in-service training each year.

(3) Because a probation officer meets the standards and requirements of subdivision (2), does not mean such officer is eligible for the pay supplement for state certified officers authorized in § 38-8-111.

SECTION 2. This act shall take effect on July 1, 2005, the public welfare requiring it.